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6 *Attorneys for Defendants*

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 OAKLAND DIVISION

11 **LYDIA DOMINGUEZ, PATSY MILLER,**  
12 **ALEX BROWN, by and through his mother**  
13 **and next friend Lisa Brown, DONNA**  
14 **BROWN, CHLOE LIPTON, by and**  
15 **through her conservator and next friend**  
16 **Julie Weissman-Steinbaugh, HERBERT M.**  
17 **MEYER, LESLIE GORDON, CHARLENE**  
18 **AYERS, WILLIE BEATRICE SHEPPARD,**  
19 **and ANDY MARTINEZ, on behalf of**  
20 **themselves and a class of those similarly**  
21 **situated; SERVICE EMPLOYEES**  
22 **INTERNATIONAL UNION UNITED**  
23 **HEALTHCARE WORKERS WEST;**  
24 **SERVICE EMPLOYEES**  
25 **INTERNATIONAL UNION UNITED**  
26 **LONG-TERM CARE WORKERS;**  
27 **SERVICE EMPLOYEES**  
28 **INTERNATIONAL UNION LOCAL 521;**  
**SERVICE EMPLOYEES**  
**INTERNATIONAL UNION CALIFORNIA**  
**STATE COUNCIL, UNITED DOMESTIC**  
**WORKERS OF AMERICA, AFSCME,**  
**LOCAL 3930, AFL-CIO; and**  
**CALIFORNIA UNITED HOMECARE**  
**WORKERS,**

**Plaintiffs,**

**v.**

**ARNOLD SCHWARZENEGGER,**  
**Governor of the State of California, et al.,**

**Defendants.**

CV 09-2306 CW

**STIPULATION AND ORDER STAYING  
ALL DISTRICT COURT PROCEEDINGS  
IN THIS ACTION PENDING  
RESOLUTION OF RELATED  
PROCEEDINGS IN THE U.S. SUPREME  
COURT**

1 WHEREAS the U.S. Supreme Court has granted defendants' joint petition for certiorari in  
2 *Douglas v. California Pharmacists*, Case No. 09-1158, of which this case is a part;

3 WHEREAS the parties believe that there is a significant possibility that the U.S. Supreme  
4 Court's decision in *California Pharmacists* could either eliminate the need for further litigation in  
5 this action or significantly clarify and narrow the issues that would still need to be litigated;

6 WHEREAS the parties agree that it would be more efficient for the Court and the parties to  
7 stay all district court proceedings pending the U.S. Supreme Court's resolution of *Douglas v.*  
8 *California Pharmacists*;

9 IT IS HEREBY STIPULATED between the parties through their respective counsel that,  
10 subject to this court's approval:

- 11 1. All district court proceedings in this action are hereby stayed.
- 12 2. The stay shall be lifted automatically upon the U.S. Supreme Court's issuance of its  
13 decision in *Douglas v. California Pharmacists*, Case No. 09-1158.
- 14 3. The stay may be lifted unilaterally by any party at any time upon three (3) days' prior  
15 written notice to the court and all other parties.
- 16 4. The stay may be lifted at any time by order of the court.

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1 Dated: February 25, 2011

Respectfully submitted,

2 KAMALA D. HARRIS  
3 Attorney General of California

4 /s/ SUSAN M. CARSON

5 SUSAN M. CARSON  
6 Supervising Deputy Attorney General  
7 *Attorneys for State Defendants*

8 Respectfully submitted,

9 Stephen P. Berzon  
10 Scott A. Kronland  
11 Stacey M. Leyton  
12 Peder J. Thoreen  
13 Anne N. Arkush  
14 Altshuler Berzon LLP

15 /s/ Stacey M. Leyton  
16 *Attorneys for Plaintiffs*

17 Respectfully submitted,

18 Michael G. Woods  
19 Timothy J. Buchanan  
20 Mandy L. Jeffcoach  
21 McCormick, Barstow, Sheppard, Wayte &  
22 Carruth LLP

23 /s/ Timothy J. Buchanan  
24 *Attorneys for Fresno Defendants*

**GENERAL ORDER 45 ATTESTATION**

I, Susan Carson, am the ECF user whose ID and password are being used to file this declaration. In compliance with General Order 45, X.B., I hereby attest that counsel for Plaintiffs and Fresno Defendants have concurred in the filing of this document with their electronic signatures.

Dated: February 25, 2011

/s/ Susan M. Carson

Susan Carson

**PURSUANT TO STIPULATION, IT IS SO ORDERED. However, absent a further stipulation or order of the Court, the dates set for Court appearances will remain on calendar.**

Dated: March 2, 2011

  
Honorable Claudia A. Wilken  
United States District Court Judge

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